



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

MIKE DEW
SECRETARY

August 7, 2018

MEMORANDUM NO.: ITB-DOT-16/17-9085-GH-2

TO: Department Address

FROM: Greg Hill, Procurement Agent

SUBJECT: Glass Spheres and Thermoplastics
Vendor: Ennis-Flint, Inc. CR8710
Sherwin-Williams CR8712

- The Sherwin-Williams Company transferred all its thermoplastics pavement marking business to its wholly-owned subsidiary, Manchester Thermoplastics, LLC which was then acquired by Ennis-Flint, Inc.
- As a result, all items previously awarded to Sherwin-Williams are now available from Ennis-Flint, Inc.:
 - Product ID: BW1XH358/ APL#: 711-001-017
 - Product ID: BW1XH308/ APL#: 711-000-020
 - Product ID: W1XH358/ APL#: 711-001-017
- The price sheets and ordering instructions have been revised to reflect this change.

Any question on delivery or service that may arise regarding this contract should be directed to Gloria Dixon at (850) 410-5693 or gloria.dixon@dot.state.fl.us



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

MIKE DEW
SECRETARY

May 11, 2018

MEMORANDUM NO.: ITB-DOT-16/17-9085-GH-1

TO: Department Address

FROM: Greg Hill, Procurement Agent

SUBJECT: Glass Spheres and Thermoplastics
Vendor: Ennis-Flint, Inc. CR8710

- The subject contract has been amended to change the name “Ennis Paint” to “Ennis-Flint”. The price sheets and ordering instructions have been revised to reflect this change.

Any question on delivery or service that may arise regarding this contract should be directed to Gloria Dixon at (850) 410-5693 or gloria.dixon@dot.state.fl.us

**State of Florida
Department of Transportation**



AGENCY TERM CONTRACT

GLASS SPHERES and THERMOPLASTICS

INVITATION TO BID
ITB-DOT-16/17-9085-GH

EFFECTIVE DATES

06/16/2017 – 06/15/2019

<u>VENDORS</u>	<u>MFMP CONTRACT#</u>
ENNIS-FLINT, INC.	CR8710
POTTERS INDUSTRIES, LLC	CR8711
SWARCO INDUSTRIES, LLC	CR8714

PRICE SHEET-PAGE 1 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: Statewide

BID TITLE: GLASS SPHERES AND THERMOPLASTICS

COMMODITY NUMBER AND DESCRIPTION DMS # 31201500 (specifications enclosed)

Glass Spheres for use with pavement markings for the production of reflective surface creating night visibility, per FDOT specification 971-2, delivered in 50-pound moisture proof bags.

Manufacturer: Ennis-Flint, Inc.

Mfr: Potters Industries, LLC

Product Id: Refl. Glass Beads Type 1,3,4

Product ID: Type 1, 3, 4

FDOT APL#: Type1 971-000-019
Type 3 971-000-020
Type 4 971-000-021

FDOT APL #: Type1 971-000-04
Type3 971-000-009
Type4 971-000-010

<u>QUANTITY</u>	DOT # 101052 <u>TYPE 1</u>			DOT # 101051 <u>TYPE 3</u>			DOT # 000000 <u>TYPE 4</u>		
	<u>PRICE (PER LB.)</u>	<u>Vendor</u>		<u>PRICE (PER LB.)</u>	<u>Vendor</u>		<u>PRICE (PER LB.)</u>	<u>Vendor</u>	
(1)(20 bags/ 50 lbs. ea.) or __ bags. (1,000 lbs./ .50 pallet)	\$ <u>0.41</u> (1A	Ennis		\$ <u>0.60</u> (2A	Ennis		\$ <u>0.75</u> (3A	Ennis	
(2) (40 bags / 50 lbs. ea.) or __ bags (2,000 lbs. / 1 pallet)	\$ <u>0.375</u> (1B	Potters		\$ <u>0.52</u> (2B	Potters		\$ <u>0.67</u> (3B	Potters	
2,050 lbs. to 6,000 lbs.	\$ <u>0.375</u> (1C	Potters		\$ <u>0.52</u> (2C	Potters		\$ <u>0.67</u> (3C	Potters	
6,050 lbs. to 10,000 lbs.	\$ <u>0.365</u> (1D	Potters		\$ <u>0.51</u> (2D	Potters		\$ <u>0.66</u> (3D	Potters	
10,050 lbs. to 20,000 lbs.	\$ <u>0.355</u> (1E	Potters		\$ <u>0.50</u> (2E	Potters		\$ <u>0.65</u> (3E	Potters	
20,050 lbs. to 30,000 lbs.	\$ <u>0.345</u> (1F	Potters		\$ <u>0.49</u> (2F	Potters		\$ <u>0.64</u> (3F	Potters	
30,050 lbs. to 40,000 lbs.	\$ <u>0.325</u> (1G	Potters		\$ <u>0.47</u> (2G	Potters		\$ <u>0.62</u> (3G	Potters	
40,050 lbs. to * 44,000 (880 bags) lbs.	\$ <u>0.315</u> (1H	Potters		\$ <u>0.46</u> (2H	Potters		\$ <u>0.61</u> (3H	Potters	
>44,000 lbs. to __ lbs.	\$ <u>0.41</u> (1I	Ennis		\$ <u>0.60</u> (2I	Ennis		\$ <u>0.75</u> (3I	Ennis	
>44,000 lbs. to __ lbs.	\$ <u>0.41</u> (1J	Ennis		\$ <u>0.60</u> (2J	Ennis		\$ <u>0.75</u> (3J	Ennis	

*If truckload poundage differs from the 44,000 lbs. shown above, specify min. poundage and min. containers required for truckload.
POTTERS: Minimum 20,000 lbs. Less than 20,000 lbs. price plus freight added to invoice.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: **Ennis-Flint (YES)**
Potters Ind. (NO)

PRICE SHEET – PAGE 2 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: _____ Statewide _____

COMMODITY NUMBER AND DESCRIPTION DMS #31191500 (specifications enclosed)

Glass Spheres for use with pavement markings for the production of reflective surface creating night visibility, per FDOT specification 971-2 and test method from FDOT State Materials Office, delivered in bulk packaging.

Mfr: Ennis-Flint, Inc.

Mfr: Potters Industries, LLC

Product Id: Refl. Glass Beads Type 1,3,4

Product Id: Type 1, 3, 4

FDOT APL #: Type 1: 971-000-019
Type 3: 971-000-020
Type 4: 971-000-021

FDOT APL #: Type1: 971-000-04
Type3: 971-000-009
Type4: 971-000-010

PKG. TYPE: 2,000 lb box

<u>QUANTITY</u>	DOT # 000000 <u>TYPE 1</u>			DOT # 000000 <u>TYPE 3</u>			DOT # 000000 <u>TYPE 4</u>		
	<u>PRICE (PER LB.)</u>	<u>Vendor</u>		<u>PRICE (PER LB.)</u>	<u>Vendor</u>		<u>PRICE (PER LB.)</u>	<u>Vendor</u>	
(2,000 lbs.) or <u>1</u> container	\$ <u>0.385</u> (4A)	Potters		\$ <u>0.53</u> (5A)	Potters		\$ <u>0.68</u> (6A)	Potters	
<u>2,001</u> lbs. to <u>6,000</u> lbs.	\$ <u>0.385</u> (4B)	Potters		\$ <u>0.53</u> (5B)	Potters		\$ <u>0.68</u> (6B)	Potters	
<u>6,001</u> lbs. to <u>10,000</u> lbs.	\$ <u>0.375</u> (4C)	Potters		\$ <u>0.52</u> (5C)	Potters		\$ <u>0.67</u> (6C)	Potters	
<u>10,001</u> lbs. to <u>20,000</u> lbs.	\$ <u>0.365</u> (4D)	Potters		\$ <u>0.51</u> (5D)	Potters		\$ <u>0.66</u> (6D)	Potters	
<u>20,001</u> lbs. to <u>30,000</u> lbs.	\$ <u>0.355</u> (4E)	Potters		\$ <u>0.50</u> (5E)	Potters		\$ <u>0.65</u> (6E)	Potters	
<u>30,001</u> lbs. to <u>40,000</u> lbs.	\$ <u>0.345</u> (4F)	Potters		\$ <u>0.49</u> (5F)	Potters		\$ <u>0.64</u> (6F)	Potters	
<u>40,001</u> lbs. to * <u>44,000</u> lbs.	\$ <u>0.315</u> (4G)	Potters		\$ <u>0.46</u> (5G)	Potters		\$ <u>0.61</u> (6G)	Potters	
<u>>44,000</u> lbs. to _____ lbs.	\$ <u>0.41</u> (4H)	Ennis		\$ <u>0.60</u> (5H)	Ennis		\$ <u>0.75</u> (6H)	Ennis	
<u>>44,000</u> lbs. to _____ lbs.	\$ <u>0.41</u> (4I)	Ennis		\$ <u>0.60</u> (5I)	Ennis		\$ <u>0.75</u> (6I)	Ennis	

*If truckload poundage differs from those shown above, specify minimum poundage and minimum containers required for truckload.

POTTERS: Minimum 20,000 lbs. Less than 20,000 lbs. price plus freight added to invoice.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: Ennis-Flint (YES)
Potters Ind. (NO)

PRICE SHEET – PAGE 3 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: Statewide

COMMODITY NUMBER AND DESCRIPTION

DMS #31191500 (specifications enclosed)

Glass Spheres for use with pavement markings for the production of reflective surface creating night visibility, per FDOT specification 971-2 and test method from FDOT State Materials Office, delivered in bulk packaging.

Mfr: Ennis-Flint, Inc.

Mfr: Potters Industries, LLC

Product Id: Refl. Glass Beads Type 1,3,4

Product Id: Type 1, 3, 4

FDOT APL #: Type 1: 971-000-019
Type 3: 971-000-020
Type 4: 971-000-021

FDOT APL #: Type1: 971-000-04
Type3: 971-000-009
Type4: 971-000-010

PKG TYPE: 550 lb. Drum

PKG TYPE: 550 lb. Drum

<u>QUANTITY</u>	DOT # 000000 <u>TYPE 1</u>			DOT # 000000 <u>TYPE 3</u>			DOT # 000000 <u>TYPE 4</u>		
	<u>PRICE (PER LB.)</u>	<u>Vendor</u>		<u>PRICE (PER LB.)</u>	<u>Vendor</u>		<u>PRICE (PER LB.)</u>	<u>Vendor</u>	
*Pound per Truckload ____ lbs. (550 lb drum (249 kg)	\$ <u>0.345</u> (7A)	Potters		\$ <u>0.49</u> (8A)	Potters		\$ <u>0.64</u> (9A)	Potters	
<u>19,800 lbs. to 41,800 lbs.</u>	\$ <u>0.375</u> (7B)	Potters		\$ <u>0.52</u> (8B)	Potters		\$ <u>0.67</u> (9B)	Potters	
< 44,000 lbs. to ____ lbs.	\$ <u>0.45</u> (7C)	Ennis		\$ <u>0.63</u> (8C)	Ennis		\$ <u>0.78</u> (9C)	Ennis	
< 44,000 lbs. to ____ lbs.	\$ <u>0.45</u> (7D)	Ennis		\$ <u>0.63</u> (8D)	Ennis		\$ <u>0.78</u> (9D)	Ennis	
< 44,000 lbs. to ____ lbs.	\$ <u>0.45</u> (7E)	Ennis		\$ <u>0.63</u> (8E)	Ennis		\$ <u>0.78</u> (9E)	Ennis	
< 44,000 lbs. to ____ lbs.	\$ <u>0.45</u> (7F)	Ennis		\$ <u>0.63</u> (8F)	Ennis		\$ <u>0.78</u> (9F)	Ennis	
Pick up charge per drum	\$ <u>-----</u> (7G)	----		\$ <u>-----</u> (8G)	----		\$ <u>-----</u> (9G)	----	

POTTERS: Minimum 19,800 lbs. Less than 19,800 lbs. price plus freight added to invoice.

Fiber Drums: Drums shall conform to the Uniform National Freight Classification, Item #21840, rule #291. These shall be designed for 550 lb (249 kg) of beads with 508 mm inside diameter and 825.5 mm inside height. Must pass 454 kg side wall test. Top cover shall be of steel with rim-lock. A polyethylene liner is to be placed into the drum before filling. Four drums to be placed on 1.1 m X 1.1 m pallet for shipping. Shrink wrap is to be placed around the four drums."

If drum specification is different from above please explain. Alternate specifications for drum will be considered.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: Ennis-Flint (YES)
Potters Ind. (NO)

PRICE SHEET – PAGE 4 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: Statewide

COMMODITY NUMBER AND DESCRIPTION

DMS #31201500 (specifications enclosed)

Thermoplastic Pavement Marking Material, Alkyd Formulation, per FDOT Spec 971-1 & 971-5.

Manufacturer: Ennis-Flint (previously Sherwin-Williams Co.)

Product Description: White Block, Alkyd Formulation; 50 lb blocks

Product Identifier: BW1XH358

FDOT APL Number: 711-001-017

<u>QUANTITY</u>	<u>Vendor</u>	<u>PRICE (PER LB.)</u>
<u>1,000 lbs./ 50 lbs. ea.</u> or <u>2,000</u> lbs.	Ennis-Flint	\$ <u>0.82</u> (10 A
<u>2,050</u> lbs. to <u>6,000</u> lbs.	“	\$ <u>0.80</u> (10 B
<u>6,050</u> lbs. to <u>10,000</u> lbs.	“	\$ <u>0.79</u> (10 C
<u>10,050</u> lbs. to <u>20,000</u> lbs.	“	\$ <u>0.79</u> (10 D
<u>20,050</u> lbs. to <u>30,000</u> lbs.	“	\$ <u>0.76</u> (10 E
<u>30,050</u> lbs. to <u>40,000</u> lbs.	“	\$ <u>0.71</u> (10 F
<u>40,050</u> lbs. to <u>* 44,000</u> lbs.	Ennis-Flint	\$ <u>0.70</u> (10 G

*If truckload poundage differs from those shown above, specify minimum poundage and minimum containers required for truckload.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: YES

PRICE SHEET – PAGE 5 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: Statewide

COMMODITY NUMBER AND DESCRIPTION **DMS #31201500 (specifications enclosed)**

Thermoplastic Pavement Marking Material, Alkyd Formulation, per FDOT Spec 711.

Manufacturer: Enni-Flint (previously Sherwin-Williams Co.)

Product Description: Yellow Block, Alkyd Formulation; 50 lb blocks

Product Identifier: BW1XH308

FDOT APL Number: 711-000-020

<u>QUANTITY</u>	<u>Vendor</u>	<u>PRICE (PER LB.)</u>
<u>1,000 lbs./ 50 lbs. ea.</u> or <u>2,000</u> lbs.	Ennis-Flint	\$ <u>0.82</u> (11 A
<u>2,050</u> lbs. to <u>6,000</u> lbs.	“	\$ <u>0.80</u> (11 B
<u>6,050</u> lbs. to <u>10,000</u> lbs.	“	\$ <u>0.79</u> (11 C
<u>10,050</u> lbs. to <u>20,000</u> lbs.	“	\$ <u>0.79</u> (11 D
<u>20,050</u> lbs. to <u>30,000</u> lbs.	“	\$ <u>0.76</u> (11 E
<u>30,050</u> lbs. to <u>40,000</u> lbs.	“	\$ <u>0.71</u> (11 F
<u>40,050</u> lbs. to <u>* 44,000</u> lbs.	Ennis-Flint	\$ <u>070</u> (11 G

*If truckload poundage differs from those shown above, specify minimum poundage and minimum containers required for truckload.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: YES

PRICE SHEET – PAGE 6 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: Statewide

COMMODITY NUMBER AND DESCRIPTION
DMS #31201500 (specifications enclosed)

Thermoplastic Pavement Marking Material, Alkyd Formulation, per FDOT Spec 711.

Mfr: Ennis-Flint, Inc.

Mfr: Ennis-Flint (previously Sherwin-Williams Co.)

Description: White Granular, Alkyd Form.; 50 lb bag

Description: White Granular, Alkyd Form.; 50 lb bag

Product Identifier: 311010094 (White), Model 884111

Product Identifier: W1XH358

FDOT APL Number: 711-001-018

FDOT APL Number: 711-001-017

QUANTITY

	<u>Vendor</u>	<u>PRICE (PER LB.)</u>
<u>1,000 lbs./ 50 lbs. ea.</u> or <u>2,000</u> lbs.	Ennis	\$ <u>0.70</u> (12 A
<u>2,050</u> lbs. to <u>6,000</u> lbs.	Ennis	\$ <u>0.70</u> (12 B
<u>6,050</u> lbs. to <u>10,000</u> lbs.	Ennis	\$ <u>0.70</u> (12 C
<u>10,050</u> lbs. to <u>20,000</u> lbs.	Ennis	\$ <u>0.70</u> (12 D
<u>20,050</u> lbs. to <u>30,000</u> lbs.	Ennis	\$ <u>0.70</u> (12 E
<u>30,050</u> lbs. to <u>40,000</u> lbs.	Ennis	\$ <u>0.66</u> (12 F
<u>40,050</u> lbs. to <u>* 44,000</u> lbs.	Ennis	\$ <u>0.65</u> (12 G

*If truckload poundage differs from those shown above, specify minimum poundage and minimum containers required for truckload.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: **Ennis-Flint (YES)**

PRICE SHEET – PAGE 7 OF 8

BID #: ITB-DOT-16/17-9085-GH

FOB: Statewide

COMMODITY NUMBER AND DESCRIPTION
DMS # 31201500 (specifications enclosed)

Thermoplastic Pavement Marking Material, Alkyd Formulation, per FDOT Spec 711.

Mfr: Ennis-Flint, Inc.

Description: Yellow Granular, Alkyd Form.; 50 lb bag

Product Identifier: 32101094 (Yellow), Model 884112

FDOT APL Number: 711-000-016

Mfr: Swarco Industries, LLC

Description: Yellow Granular, Alkyd Form.; 50 lb bag

Product Identifier: Swarcolux Yellow Alkyd

FDOT APL Number: 711-001-023

QUANTITY

PRICE (PER LB.)

		<u>Vendor</u>	
<u>1,000 lbs./ 50 lbs. ea.</u>	or <u>2,000</u> lbs.	Ennis	\$ <u>0.66</u> (13 A
<u>2,050</u> lbs.	to <u>6,000</u> lbs.	Ennis	\$ <u>0.66</u> (13 B
<u>6,050</u> lbs.	to <u>10,000</u> lbs.	Ennis	\$ <u>0.66</u> (13 C
<u>10,050</u> lbs.	to <u>20,000</u> lbs.	Ennis	\$ <u>0.66</u> (13 D
<u>20,050</u> lbs.	to <u>30,000</u> lbs.	Ennis	\$ <u>0.66</u> (13 E
<u>30,050</u> lbs.	to <u>40,000</u> lbs.	Ennis	\$ <u>0.66</u> (13 F
<u>40,050</u> lbs.	to * <u>44,000</u> lbs.	Swarco	\$ <u>0.62</u> (13 G

*If truckload poundage differs from those shown above, specify minimum poundage and minimum containers required for truckload.

COMBINATION SHIPMENTS: Please indicate if combined weights for different products under contract will qualify for the prices offered for the total shipment weight.

Combination shipment prices offered: Ennis-Flint (YES)

PRICE SHEET – PAGE 8 OF 8

DELIVERY: Delivery will be made within _____ days after receipt of Purchase Order.

Ennis 30 days
Potters 14 days
Swarco 10 days

Is this product available with recycled content? __Yes __No

Ennis No
Potters Yes
Swarco Yes

If yes, please send information separate from this Invitation to Bid (See Recycled Material Special Condition for more information).

RENEWAL: see Introduction Section #7.

MFMP Transaction Fee:

All payment(s) to the vendor resulting from this competitive solicitation **WILL** be subject to the MFMP Transaction Fee in accordance with the attached Form PUR 1000 General Contract Condition #14. However, all vendors should be aware, that effective July 1, 2016 through June 30, 2017, in accordance with House Bill 5003 Sec.73, the Transaction Fee will be seven-tenths of one percent (.70%) of the payment issued. The Transaction Fees imposed shall be based upon the date of issuance of the payment.

NOTE: In submitting a response, the bidder acknowledges they have read and agree to the solicitation terms and conditions and their submission is made in conformance with those terms and conditions.

ACKNOWLEDGEMENT: I certify that I have read and agree to abide by all terms and conditions of this solicitation and that I am authorized to sign for the bidder. I certify that the response submitted is made in conformance with all requirements of the solicitation.

Bidder: _____ FEID# _____

Address: _____ City, State, Zip: _____

Phone: _____ E-mail: _____

Authorized Signature: _____ Date: _____

Printed/Typed: _____ Title: _____

ORDERING INSTRUCTIONS

MFMP#: CR8710

Bid Number: ITB-DOT-16/17-9085-GH

Title: Glass Spheres and Thermoplastics

NOTE: ALL ORDERS SHOULD BE DIRECTED TO:

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID): 752657523-005

VENDOR: Ennis-Flint, Inc. Attn: Anne Selby

ADDRESS: 4161 Piedmont Pkwy., Ste 370

CITY, STATE, ZIP: Greensboro, NC 27410

TELEPHONE: 336-308-3767

TOLL FREE NO.: 800-331-8118

DELIVERY: DELIVERY WILL BE MADE WITHIN 30 DAYS AFTER RECEIPT
OF PURCHASE ORDER.

PRODUCT INFORMATION: DIRECT QUESTIONS TO:

NAME & TITLE: Stacey Chapman, Contract Administrator

ADDRESS: 4161 Piedmont Pkwy., Ste 370

CITY, STATE, ZIP: Greensboro, NC 27410

TELEPHONE: 336-308-3767

TOLL FREE NO.: 800-331-8118

E-MAIL ADDRESS: contracts@ennisflint.com schapman@ennisflint.com

WEB ADDRESS: <https://www.ennisflintamericas.com/>

Will you accept the State of Florida Purchasing Card (VISA)? X No

Yes

CERTIFICATION OF RECYCLED CONTENT

Failure to complete and return this certification with your bid will result in disqualification when the bidder is proposing products made from recycled content.

BID NO.: ITB-DOT-16/17-9085-GH Item(s) Glass Spheres

I. **Instructions:**

Submit a separate certification with your bid response for each item or group of items having a different percentage of recycled content. See Recycled Content Requirements given in the Technical Specifications.

II. **MINIMUM RECYCLED CONTENT:**

The subject invitation specifies a minimum of 0% post-consumer recovered materials as acceptable. My firm submits with this bid a manufacturer's certification that the following item(s) have the specified minimum recovered materials.

Item(s): Glass Spheres Type 1

Percentage of post-consumer recovered material by weight: 100 %

Note: I offer the following evidence of the accuracy of this claim (laboratory or engineering report, manufacturer's or supplier's specifications or certification, etc.): Product Data Sheet

Attach additional pages or document as appropriate.

III. **FAILURE TO PERFORM:**

I understand that failure to deliver items containing the recycled content as certified, will lead to rejection of the items, and a requirement of deliver as specified, or a declaration of default in accordance to the procedures set forth in Rule 60A-1.006, Florida Administrative Code. All items certified as having recycled content are subject to verification through testing.

FIRM ~~XXXXXXXXXX~~ Ennis-Flint, Inc.

REPRESENTATIVE SIGNATURE TYPED Zina Brooks

NAME Zina Brooks

TITLE Vice President

DATE 5/19/2017

CERTIFICATION OF RECYCLED CONTENT

Failure to complete and return this certification with your bid will result in disqualification when the bidder is proposing products made from recycled content.

BID NO.: ITB-DOT-16/17-9085-GH Item(s) Thermoplastic Pavement Marking

I. Instructions:

Submit a separate certification with your bid response for each item or group of items having a different percentage of recycled content. See Recycled Content Requirements given in the Technical Specifications.

II. MINIMUM RECYCLED CONTENT:

The subject invitation specifies a minimum of 0% post-consumer recovered materials as acceptable. My firm submits with this bid a manufacturer's certification that the following item(s) have the specified minimum recovered materials.

Item(s):

Percentage of post-consumer recovered material by weight: 0 %

Note: I offer the following evidence of the accuracy of this claim (laboratory or engineering report, manufacturer's or supplier's specifications or certification, etc.):

Attach additional pages or document as appropriate.

III. FAILURE TO PERFORM:

I understand that failure to deliver items containing the recycled content as certified, will lead to rejection of the items, and a requirement of deliver as specified, or a declaration of default in accordance to the procedures set forth in Rule 60A-1.006, Florida Administrative Code. All items certified as having recycled content are subject to verification through testing.

FIRM ~~XXXXXXXXXXXX~~ Ennis-Flint, Inc

REPRESENTATIVE SIGNATURE TYPED Zina Brooks

NAME Zina Brooks

TITLE Vice President

DATE 5/19/2017

Ennis-Flint Reflective Glass Beads

PRODUCT DATA

Product Type: **S100 Standard** (Formerly Lux®)
Product Code: 651509FL M247 TY 1
Product Color: Clear
Specification: Meets Glass Bead Spec for AASHTO M247 Type 1
Effective Date: 05-15-17

Product Description:

S100 glass beads for pavement markings are standard beads for economical applications made from **100% recycled glass**.
Moisture resistant coating.

Recommended Applications:

- Premix applications
- Can be applied with standard road marking equipment

Packaging:

50 lb. bags, 2000 lb. boxes, or super sacks @ 2000 lbs., 2200 lbs., and 2400 lbs.

Storage:

Store at room temperature.
Store in a dry place.
Very slippery when spilled, pick up immediately.
This product is primarily engineered for pavement and/or runway markings, and is not intended for use in humans.

Roundness:

70% min. true spheres as based on customer specification requirements.

Dangerous Substances:

Non. Heavy Metals testing as required. Meets and or exceeds all MAP-21 requirements. Arsenic, Antimony, Lead < 100ppm

Chemical Composition (by weight)

Silica (SiO ₂)	62-75%
Aluminum Oxide (Al ₂ O ₃)	0-5%
Calcium Oxide (CaO)	6-17%
Magnesium Oxide (MgO)	1-5%
Sodium Oxide (Na ₂ O)	10-20%
Iron Oxide (Fe ₂ O ₃)	< 0.8%

Physical Properties

Specific Gravity	2.4-2.6 g/cm ³
Softening Temperature	650°C
Coefficient of Thermal Expansion	90 x 10 ⁻⁷ /°C (30-300°C)
Strength	60,000 to 65,000 psi.
Vicker Hardness	756,250 psi
Refractive Index	>1.50

AASHTO M247- Type 1		
Micron	Sieve#	%Pass
1180	16	100
850	20	95-100
600	30	75-95
300	50	15-35
150	100	0-5
OA rounds @ 70%+		
E-F Code: 651701		
Dual Coated		

The product data offered herein is, to the best of our knowledge, true and accurate, but all recommendations are made without warranty, expressed or implied. Because the conditions of use are beyond our control, neither Ennis-Flint nor its agents shall be liable for any injury, loss or damage, direct or consequential, arising from the use or the inability to use the product described herein. As Ennis-Flint has neither control over the installation of product described herein nor control of the environmental factors the installed markings are subjected to, there is no guarantee as to the durability or the retroreflective properties of any marking system applied. No person is authorized to make any statement or recommendation not contained in the Product Data, and any such statement or recommendation, if made, shall not bind the Corporation. Further, nothing contained herein shall be construed as a recommendation to use any product in conflict with existing patents, and no license under the claims of any patent is either implied or granted.



ORDERING INSTRUCTIONS

MFMP #: CR8711

Bid Number: ITB-DOT-16/17-9085-GH

Title: GLASS SPHERES AND THERMOPLASTICS

NOTE: ALL ORDERS SHOULD BE DIRECTED TO: Type 1 Glass Beads

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID): 22-1933307-002

VENDOR: Potters Industries, LLC

ADDRESS: 820 Lufkin Road

CITY, STATE, ZIP: Apex, NC 27539-7050

TELEPHONE: 919-362-7574

TOLL FREE NO.: 800-545-1862

DELIVERY: DELIVERY WILL BE MADE WITHIN 14 DAYS AFTER RECEIPT OF PURCHASE ORDER.

PRODUCT INFORMATION: DIRECT QUESTIONS TO:

NAME & TITLE: Bob Hooper, Plant Manager

ADDRESS: 820 Lufkin Road

CITY, STATE, ZIP: Apex, NC 27539-7050

TELEPHONE: 919-362-7574

TOLL FREE NO.: 800-545-1862

E-MAIL ADDRESS: Bob.Hooper@pottersbeads.com

WEBSITE URL: www.pottersbeads.com

Will you accept the State of Florida Purchasing Card (VISA)? ☒ Yes ☐ No

*Must acknowledge use of credit card when order is placed.

ORDERING INSTRUCTIONS

MFMP#: CR8711

Bid Number: ITB-DOT-16/17-9085-GH

Title: GLASS SPHERES AND THERMOPLASTICS

NOTE: ALL ORDERS SHOULD BE DIRECTED TO: Type 3 and Type 4

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID): 22-1933307-002

VENDOR: Potters Industries, LLC

ADDRESS: 1601 19th Street, NW

CITY, STATE, ZIP: Paris, TX 75460

TELEPHONE: 903-785-1633, Ext. 12

TOLL FREE NO.: _____

DELIVERY: DELIVERY WILL BE MADE WITHIN 14 DAYS AFTER RECEIPT OF PURCHASE ORDER.

PRODUCT INFORMATION: DIRECT QUESTIONS TO:

NAME & TITLE: Allan Kressig, Plant Manager

ADDRESS: 1601 19th Street, NW

CITY, STATE, ZIP: Paris, TX 75460

TELEPHONE: 903-785-1633, Ext. 12

TOLL FREE NO.: _____

E-MAIL ADDRESS: Allan.Kressig@pottersbeads.com

WEBSITE URL: www.pottersbeads.com

Will you accept the State of Florida Purchasing Card (VISA)? ☒ Yes ☐ No

*Must acknowledge use of credit card when order is placed.



Potters Industries, LLC
P.O. Box 841
Valley Forge, PA 19482-0841
Tel: 610-651-4700
Tel: 800-55-BEADS
Fax: 610-408-9723
www.pottersbeads.com

CERTIFICATION **RECYCLED PRODUCTS**

Potters Industries, LLC, manufactures Type I Glass Beads from 100% recycled materials, 95+% Post Industrial recycled glass. Type 3 and Type 4 Glass Beads are not recycled.


Yvonne D. Harris
Contract Administrator

CERTIFICATION OF RECYCLED CONTENT

Failure to complete and return this certification with your bid will result in disqualification when the bidder is proposing products made from recycled content.

BID NO.: ITB-DOT-16/17-9085-GH **Item(s)**

I. Instructions:

Submit a separate certification with your bid response for each item or group of items having a different percentage of recycled content. See Recycled Content Requirements given in the Technical Specifications.

II. MINIMUM RECYCLED CONTENT:

The subject invitation specifies a minimum of 0% post-consumer recovered materials as acceptable. My firm submits with this bid a manufacturer's certification that the following item(s) have the specified minimum recovered materials.

Item(s):

Percentage of post-consumer recovered material by weight: 40 %

Note: I offer the following evidence of the accuracy of this claim (laboratory or engineering report, manufacturer's or supplier's specifications or certification, etc.):

Attach additional pages or document as appropriate.

III. FAILURE TO PERFORM:

I understand that failure to deliver items containing the recycled content as certified, will lead to rejection of the items, and a requirement of deliver as specified, or a declaration of default in accordance to the procedures set forth in Rule 60A-1.006, Florida Administrative Code. All items certified as having recycled content are subject to verification through testing.

FIRM The Sherwin-Williams Company

REPRESENTATIVE SIGNATURE TYPED 

NAME John Palomba

TITLE Director

DATE 5/22/17

ORDERING INSTRUCTIONS

MFMP#: CR8714

Bid Number: ITB-DOT-16/17-9085-GH

Title: GLASS SPHERES AND THERMOPLASTICS

NOTE: ALL ORDERS SHOULD BE DIRECTED TO:

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID): 33-0169259 -003

VENDOR: Swarco Industries LLC

ADDRESS: PO Box 89

CITY, STATE, ZIP: Columbia, TN 38402

TELEPHONE: 931-388-5900

TOLL FREE NO.: 800-216-8781

DELIVERY: DELIVERY WILL BE MADE WITHIN 10 DAYS AFTER RECEIPT OF PURCHASE ORDER.

PRODUCT INFORMATION: DIRECT QUESTIONS TO:

NAME & TITLE: Roseann Meredith, Bid Administrator

ADDRESS: PO Box 89

CITY, STATE, ZIP: Columbia, TN 38402

TELEPHONE: 931-388-5900 x234

TOLL FREE NO.: 800-216-8781

E-MAIL ADDRESS: roseann.meredith@swarco.com

WEBSITE URL: www.swarco.com/northamerica

Will you accept the State of Florida Purchasing Card (VISA)? ☒ Yes ☐ No

CERTIFICATION OF RECYCLED CONTENT

Failure to complete and return this certification with your bid will result in disqualification when the bidder is proposing products made from recycled content.

BID NO.: ITB-DOT-16/17-9085-GH Item(s)

I. Instructions:

Submit a separate certification with your bid response for each item or group of items having a different percentage of recycled content. See Recycled Content Requirements given in the Technical Specifications.

II. MINIMUM RECYCLED CONTENT:

The subject invitation specifies a minimum of 0% post-consumer recovered materials as acceptable. My firm submits with this bid a manufacturer's certification that the following item(s) have the specified minimum recovered materials.

Item(s): Glass Spheres Type I, III, and IV

Type I = 100%, Type III & IV = 70%

Percentage of post-consumer recovered material by weight: _____ %

Note: I offer the following evidence of the accuracy of this claim (laboratory or engineering report, manufacturer's or supplier's specifications or certification, etc.): ****Certifications attached.****

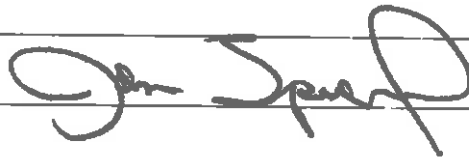
Attach additional pages or document as appropriate.

III. FAILURE TO PERFORM:

I understand that failure to deliver items containing the recycled content as certified, will lead to rejection of the items, and a requirement of deliver as specified, or a declaration of default in accordance to the procedures set forth in Rule 60A-1.006, Florida Administrative Code. All items certified as having recycled content are subject to verification through testing.

FIRM Swarco Industries LLC

REPRESENTATIVE SIGNATURE TYPED _____



NAME Jon Sproul

TITLE President/GM

DATE 5/19/2017



SWARCO INDUSTRIES LLC

May 19, 2017

Florida DOT

Procurement Office

605 Suwannee Street, MS 20

Tallahassee, FL 32399-0450

RE: ITB-DOT-16/17-9085-GH

Glass Spheres and Thermoplastics

Due: May 23, 2017 at 3:00 pm

To Whom It May Concern:

Swarco certifies that the Type I, Glass Beads quoted are made from 100% recycled material.

Best Regards,

A handwritten signature in black ink, appearing to read "Jon Sproul". The signature is fluid and cursive, with the first name "Jon" and last name "Sproul" clearly distinguishable.

Jon Sproul

President/GM



SWARCO INDUSTRIES LLC

May 19, 2017

Florida DOT

Procurement Office

605 Suwannee Street, MS 20

Tallahassee, FL 32399-0450

RE: ITB-DOT-16/17-9085-GH

Glass Spheres and Thermoplastics

Due: May 23, 2017 at 3:00 pm

To Whom It May Concern:

Swarco certifies that the Type 3 and Type 4, Glass Beads quoted are made from 70%, plus recycled material.

Best Regards,

A handwritten signature in black ink, appearing to read "Jon Sproul". The signature is fluid and cursive, with the first name "Jon" and last name "Sproul" clearly distinguishable.

Jon Sproul

President/GM

S P E C I F I C A T I O N

GLASS SPHERES (FOR REFLECTIVE PAVEMENT MARKINGS)

Specification No. 31191500

Effective Date: (REV 9-29-15) (7-17)

COMMODITY

NUMBER(S) SEE PRICE SHEET

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: This specification covers glass spheres for use with traffic pavement markings for the production of a reflective surface creating night visibility of the pavement markings without altering day visibility of the markings.

1.2 Classification: The materials covered by this specification shall be Glass Spheres, Florida Department of Transportation Specification 971-2, State of Florida Commodity Number 31191500 (See Price Sheet).

2.0 APPLICABLE PUBLICATION(S)

2.1 The following publications (issue in effect on date of invitation to bid) shall form a part of this specification:

Florida Department of Transportation Standard Specifications for Road and Bridge Construction (Latest Edition), and all supplement and special provisions, (Latest Revision).

Copies may be required at the Department website

<http://www.fdot.gov/programmanagement/Specs.shtm>

Florida Department of Transportation Approved Products List (Latest Edition)

Copies may be required at the Department website

<http://www.fdot.gov/programmanagement/Specs.shtm>

3.0 REQUIREMENTS

3.1 General: Glass spheres applied in accordance with this specification shall meet or exceed all the applicable specifications of the Florida Department of Transportation Standard Specifications (FDOT Specification 971-2) (or current revisions).

Specification No.: [31191500](#)

Date: (REV 9-29-15) (7-17)

3.1.1 Approved Products: Approved Products List (APL) is published by the Department of Transportation.

To qualify as an acceptable product for this bid, the product shall be either listed in the published Department of Transportation Approved Products List (APL) or have been approved by the Department of Transportation by the day before the opening of this bid. Products provided shall be approved throughout the term of the contract.

3.2 See attached certification of recycled content for minimum recycled content requirements.

4.0 SAMPLING AND INSPECTION

4.1 Random Samples: Samples of delivered items may be selected at random and tested for compliance with these specifications. If it is found that the delivered commodities are not equal to or better than the bid specifications, the Department may proceed as stipulated in the "General Conditions" of the bid.

4.2 Sampling Procedure: See FDOT specification 971-2.3.1.

5.0 PREPARATION FOR DELIVERY

5.1 Packaging: Unless otherwise specified, commercial packaging will be acceptable under this specification.

5.2 Packing: All items shall be packed in moisture proof bags and be marked in accordance with AASHTO 247 Part 5. All containers shall meet current Federal and State regulations.

5.3 Marking for Shipment: Each container shall be marked to include the following:

Description of Item

Lot/Batch Number

Name of Vendor

The Contract and Purchase Order Numbers

5.4 Toxics in Packaging: Packaging shall comply with the requirements of Section 403.7191, Florida Statutes.

Specification No.: [31191500](#)

Date: (REV 9-29-15) (7-17)

6.0 NOTES

- 6.1 Commodities procured under this specification shall not deviate from those originally contracted for without written approval from the Department.
- 6.2 This specification shall, until revised or rescinded by the Department, apply to each future purchase and contract for the commodities described herein.
- 6.3 It is the Department's intent to encourage the use of commodities containing recycled content. Bidders are encouraged to report such availabilities to the DOT Procurement Office for determination of price preference eligibility according to Section 287.045, Florida Statutes. Bidders shall complete and return with their bid the CERTIFICATION OF RECYCLED CONTENT form included in this bid package.

SPECIFICATION

THERMOPLASTIC PAVEMENT MARKING MATERIALS

Specification No. 31201500

Effective Date: (REV 9-29-15) (7-17)

COMMODITY

NUMBER(S) SEE PRICE SHEET

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: This specification covers thermoplastic materials for traffic pavement markings.

1.2 Classification: The materials covered by this specification shall be Thermoplastic Materials for Traffic Stripes, Florida Department of Transportation Specification 971-1 & 971-5, State of Florida Commodity Numbers 31201500 (See Price Sheet).

2.0 APPLICABLE PUBLICATION(S)

2.1 The following publications (issue in effect on date of invitation to bid) shall form a part of this specification:

Florida Department of Transportation Standard Specifications for Road and Bridge Construction (Latest Edition), and all supplement and special provisions, (Latest Revision)

Copies may be required at the Department website

<http://www.fdot.gov/programmanagement/Specs.shtm>

Florida Department of Transportation Approved Products List (Latest Edition)

Copies available at the Department website

<http://www.fdot.gov/programmanagement/Specs.shtm>

3.0 REQUIREMENTS

3.1 General: Thermoplastic Materials for Traffic Stripes applied in accordance with this specification shall meet or exceed all the applicable specifications of the Florida Department of Transportation Standard Specifications (FDOT Specification 971-1 & 971-5) (or current revisions).

3.1.1 Approved Products: Approved Products List (APL) is published by the Department of Transportation.

To qualify as an acceptable product for this bid, the product shall be either listed in the published Department of Transportation Approved Products List (APL) or have been approved by the Department of Transportation by the day before the opening of this bid. Products provided shall be approved throughout the term of the contract.

Specification No.: [31201500](#)

Date: (REV 9-29-15) (7-17)

3.2 See attached certification of recycled content for minimum recycled content requirements.

4.0 SAMPLING AND INSPECTION

4.1 Random Samples: Samples of delivered items may be selected at random and tested for compliance with these specifications. If it is found that the delivered commodities are not equal to or better than the bid specifications, the Department may proceed as stipulated in the "General Conditions" of the bid.

5.0 PREPARATION FOR DELIVERY

5.1 Packaging: Unless otherwise specified, commercial packaging will be acceptable under this specification.

5.2 Packing and Labeling: The thermoplastic material shall be packaged in suitable biodegradable or thermodegradable containers which will not adhere to the product during shipment and storage. The container of thermoplastic material shall weigh approximately 50 lb. The label shall warn the user that the material shall be heated in the range as recommended by the manufacturer.

5.3 Marking for Shipment: Each container shall be marked to include the following:

Description of Item

Lot/Batch Number

Name of Vendor

The Contract and Purchase Order Numbers

5.4 Toxics in Packaging: Packaging shall comply with the requirements of Section 403.7191, Florida Statutes.

6.0 NOTES

6.1 Commodities procured under this specification shall not deviate from those originally contracted for without written approval from the Department.

6.2 This specification shall, until revised or rescinded by the Department, apply to each future purchase and contract for the commodities described herein.

6.3 It is the Department's intent to encourage the use of commodities containing recycled content. Bidders are encouraged to report such availabilities to the DOT Procurement Office for determination of price preference eligibility according to Section 287.045, Florida Statutes.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**VENDOR CERTIFICATION REGARDING
SCRUTINIZED COMPANIES LISTS**

Respondent Vendor Name: _____
Vendor FEIN: _____
Vendor's Authorized Representative Name and Title: _____
Address: _____
City: _____ State: _____ Zip: _____
Phone Number: _____
Email Address: _____

Section 287.135, Florida Statutes, prohibits agencies from contracting with companies for goods or services of \$1,000,000 or more, that are on either the Scrutinized Companies with Activities in Sudan List, the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector Lists which are created pursuant to s. 215.473, F.S., or the Scrutinized Companies that Boycott Israel List, created pursuant to s. 215.4725, F.S., or companies that are engaged in a boycott of Israel. This provision becomes inoperative on the date that federal law ceases to authorize states to adopt and enforce such contracting prohibitions.

As the person authorized to sign on behalf of Respondent, I hereby certify that the company identified above in the section entitled "Respondent Vendor Name" is not listed on either the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or the Scrutinized Companies that Boycott Israel List. I further certify that the company is not engaged in a boycott of Israel. I understand that pursuant to section 287.135, Florida Statutes, the submission of a false certification may subject company to civil penalties, attorney's fees, and/or costs.

Certified By: _____,

who is authorized to sign on behalf of the above referenced company.

Authorized Signature Print Name and Title: _____

INTRODUCTION SECTION

1) INVITATION

The purpose of this Invitation to Bid is to obtain competitive bids to establish a two (2) year contract for the purchase of Glass Spheres and Thermoplastics by the Department of Transportation, hereafter referred to as the "Department". The contract will become effective on the date the successful bidder(s) is approved for award and will expire two years from that date. After the award, said bidder(s) will be referred to as the "Vendor(s)".

All commodities identified in this Invitation to Bid will be subject to the availability of identical commodities as provided by mandatory Department of Management Services' State Contract(s) at such time these commodities become available. In the event of duplication(s) of commodities, the Department of Management Services' mandatory State Contract shall prevail.

2) TIMELINE

Provided below is a list of critical dates and actions. These dates are subject to change. Notices of changes (Addenda) will be posted on the Florida Vendor Bid System at www.myflorida.com (click on "BUSINESS", click on "Doing Business with the State", under "Everything for Vendors and Customers", click on "Vendor Bid System (VBS)", click on "Search Advertisements") under this bid number. It is the responsibility of all potential bidders to monitor this site for any changing information prior to submitting your bid.

ACTION / LOCATION	DATE	LOCAL TIME
DEADLINE FOR TECHNICAL QUESTIONS - There is no deadline for administrative questions.	May 16, 2017	5:00 PM
BIDS DUE (ON OR BEFORE) - FDOT Burns Bldg. Procurement Office Rm. 429 605 Suwannee Street, MS 20 Tallahassee, FL 32399-0450 Greg Hill (850) 414-4482	May 23, 2017	3:00 PM
PUBLIC OPENING - Florida Department of Transportation Procurement Office Rm. 429 Greg Hill (850) 414-4482 605 Suwannee Street, MS 20 Tallahassee, FL 32399-0450	May 23, 2017	3:00 PM
POSTING OF INTENDED DECISION/AWARD -	May 30, 2017	5:00 PM

3) BID OPENING AGENDA

The sealed bids will be opened by the Department's Procurement Office personnel at the date, time and location in the Timeline. All bid openings are open to the public and will be conducted according to the following agenda:

Opening remarks – Approximate time of 2 minutes by Department Procurement Office personnel.

Public input period – To allow a maximum of 15 minutes total for public input related to the bid solicitation.

Bids opened – At conclusion of public input or 15 minutes, whichever occurs first, bids received timely will be opened with bidder's name and prices to be read aloud.

Adjourn - After all bids received timely have been opened, the meeting will be adjourned.

4) SPECIAL ACCOMMODATIONS

Any person with a qualified disability requiring special accommodations at a pre-bid conference, public meeting, and/or opening shall contact the contact person at the phone number, e-mail address or fax number provided on the title page at least five (5) working days prior to the event. If you are hearing or speech impaired, please contact this office by using the Florida Relay Services which can be reached at 1 (800) 955-8771 (TDD).

5) CONTRACT USE

Use of the contract resulting from this bid will be optional for the Department. The Department reserves the right to solicit separate bids for any unusual or abnormal quantity requirements that may arise during the term of the contract.

6) ESTIMATED PURCHASES

It is anticipated that the Department will purchase approximately \$40,000.00 per contract period resulting from this bid. This estimated amount is given only as a guideline for preparing your bid and should not be construed as representing an actual amount to be purchased under this contract. The Vendor(s) shall supply, at bid prices, the actual amounts ordered regardless of whether the total of such amounts is more or less than anticipated. This bid and the resulting contract will be subject to annual appropriated funding.

Also used by other governmental entities.

7) RENEWAL

Upon mutual agreement, the Department and the Contract Vendor may renew the contract for a period that may not exceed 3 years or the term of the original contract, whichever is longer. The renewal must be in writing and signed by both parties, and is subject to the same terms and conditions set forth in the initial contract and any written amendments signed by the parties. Any renewal shall specify the renewal price, as set forth in the solicitation response except that an agency may negotiate lower pricing. Renewal is contingent upon satisfactory performance evaluations and subject to the availability of funds.

SPECIAL CONDITIONS

1) MyFloridaMarketPlace

BIDDERS MUST BE ACTIVELY REGISTERED IN THE STATE OF FLORIDA'S MYFLORIDAMARKETPLACE SYSTEM BY THE TIME AND DATE OF THE BID OPENING OR THEY MAY BE CONSIDERED NON-RESPONSIVE (see Special Condition 21). All prospective bidders that are not registered should go to <https://vendor.myfloridamarketplace.com/> to complete on-line registration, or call 1-866-352-3776 for assisted registration.

All payment(s) to the vendor resulting from this competitive solicitation **WILL** be subject to the MFMP Transaction Fee in accordance with the referenced Form PUR 1000 General Contract Condition #14. However, all vendors should be aware, that effective July 1, 2016 through June 30, 2017, in accordance with House Bill 5003 Sec.73, the Transaction Fee will be seven-tenths of one percent (.70%) of the payment issued. The Transaction Fees imposed shall be based upon the date of issuance of the payment.

2) Florida Department of Financial Services (DFS) W-9 REQUIREMENT

The Florida Department of Financial Services (DFS) requires all vendors that do business with the state to submit an electronic Substitute Form W-9. Vendors must submit their W-9 forms electronically at <https://flvendor.myfloridacfo.com> to receive payments from the state. Contact the DFS Customer Service Desk at (850) 413-5519 or FLW9@myfloridacfo.com with any questions.

3) QUESTIONS & ANSWERS

In accordance with section 287.057(23), Florida Statutes, respondents to this solicitation or persons acting on their behalf may not contact, between the release of the solicitation and the end of the 72-hour period following the agency posting the notice of intended award, excluding Saturdays, Sundays, and state holidays, any employee or officer of the executive or legislative branch concerning any aspect of this solicitation, except in writing to the procurement officer or as provided in the solicitation documents. Violation of this provision may be grounds for rejecting a response.

Any technical questions arising from this Invitation to Bid must be forwarded, in writing, to the procurement agent identified below. Questions must be received no later than the time and date reflected on the Timeline. The Department's written response to written inquiries submitted timely by bidders will be posted on the Florida Vendor Bid System at www.myflorida.com (click on "BUSINESS", click on "Doing Business with the State", under "Everything for Vendors and Customers", click on "Vendor Bid System (VBS)", click on "Search Advertisements"), under this bid number. It is the responsibility of all potential bidders to monitor this site for any changing information prior to submitting their bid.

WRITTEN TECHNICAL QUESTIONS should be submitted to:

greg.hill@dot.state.fl.us, or mailed to FDOT Procurement Office, Greg Hill, 605 Suwannee St., MS20, Tallahassee, FL 32399.

Questions regarding administrative aspects of the bid process should be directed to the Procurement Agent in writing at the address above or by phone.

4) ORAL INSTRUCTIONS / CHANGES TO THE INVITATION TO BID (ADDENDA)

No negotiations, decisions, or actions will be initiated or executed by a bidder as a result of any oral discussions with a State employee. Only those communications which are in writing from the Department will be considered as a duly authorized expression on behalf of the Department.

Notices of changes (Addenda) will be posted on the Florida Vendor Bid System at www.myflorida.com (click on "BUSINESS", click on "Doing Business with the State", under "Everything for Vendors and Customers", click on "Vendor Bid System (VBS)", click on "Search Advertisements") under this bid number. It is the responsibility of all potential bidders to monitor this site for any changing information prior to submitting your bid. All Addenda will be acknowledged by signature and subsequent submission of Addenda with bid when so stated in the Addenda.

5) DIVERSITY ACHIEVEMENT

The Department, in accordance with ***Title VI of the Civil Rights Act of 1964, 42 USC 2000d- 2000d-4, Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21***, Nondiscrimination in federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that the Department will affirmatively ensure that in any contract/agreement entered into pursuant to this advertisement, minority and disadvantaged business enterprises will be afforded the full opportunity to submit bids in response to this invitation and will not be discriminated on the basis of race, color, national origin, or sex in consideration for an award.

The Department encourages the recruitment and utilization of small, minority, women, and service-disabled veteran businesses. The Department, its vendors, suppliers, and consultants should take all necessary and reasonable steps to ensure that small, minority, women, and service-disabled veteran businesses have the opportunity to compete for and perform contract work for the Department in a nondiscriminatory environment.

6) PRICES/DELIVERY

Prices shall be firm, net, delivered prices, F.O.B. destination.

Delivery must be made within thirty (30) calendar days or less upon receipt of a purchase order by the contract vendor at their designated ordering location. If more time is needed, the bidder should state the extra time required and the reasons why, in their bid response. Acceptance will be subject to the Department's approval.

7) IN-STATE PREFERENCE FOR COMMODITY BIDS

In accordance with Section 287.084, Florida Statutes, when the lowest responsible and responsive bid is submitted by a vendor whose principal place of business is located outside the state of Florida, a 5% price preference shall be awarded to the lowest responsible and responsive vendor whose principal place of business is located in the state of Florida unless the state where the out-of-state vendor is located provides a price preference for businesses having a principal place of business in that state. In that case, the same price preference shall be awarded to the lowest responsible and responsive vendor whose principal place of business is located in the state of Florida responding to this Invitation to Bid (ITB).

All bidders should complete the attached "In-State Preference Form" and submit with their bid response. A vendor whose principal place of business is located outside the state of Florida, must accompany their bid response documents with a written opinion of an attorney licensed to practice law in that foreign state, as to the preferences granted by that state to its own business entities in the letting of public contracts.

For the 5% preference, the Department will apply 5% to the bid price(s) of the lowest out of state vendor whose state does not grant a preference if that vendor has submitted the lowest responsible and responsive bid. The "In-State Preference" does not apply to transportation projects that use federal funds.

8) INTENDED AWARD

As the best interest of the State may require, the right is reserved to make award(s) by individual item, group of items, all or none, or a combination thereof: on a geographical district basis and / or on a statewide basis with one or more suppliers to reject any and all bids or waive any minor irregularity or technicality in bids received. When it is determined there is competition to the lowest responsible bidder, evaluation of other bids is not required. Bidders are cautioned to make no assumptions, unless their bid has been evaluated as being responsive. All awards made as a result of this bid shall conform to applicable Florida Statute. If the Department is confronted with identical pricing or scoring from multiple vendors, the Department shall determine the order of award in accordance with section 295.187(4), Florida Statutes, and Rule 60A-1.011 Florida Administrative Code.

9) PRE-BID CONFERENCE: A PRE-BID CONFERENCE WILL NOT BE HELD.

10) ALTERNATES

ALTERNATE BRANDS WILL NOT BE CONSIDERED FOR THIS BID. BID AS SPECIFIED.

11) WARRANTY/SUBSTITUTIONS

A warranty is required on all items purchased against defective materials, workmanship, and failure to perform in accordance with required industry performance criteria, for a period of not less than ninety (90) days from the date of acceptance by the purchaser. Any deviation from this criteria must be documented in the bid response or the above statement shall prevail. Delivery of substitute commodities requires prior written approval from the ordering location.

12) REPLACEMENT/RESTOCKING

Replacement of all materials found defective within the warranty period shall be made without cost to the purchaser, including transportation if applicable. All fees associated with restocking cancelled orders shall be the responsibility of the vendor.

13) PRODUCT REQUIREMENTS/SPECIFICATIONS

Items furnished shall be standard products of the manufacturer or their suppliers, shall be new, unused, clean, and free from any defects or features affecting appearance, serviceability, or the safety of the user in normal intended use.

Any deviation from specifications indicated herein must be clearly pointed out; otherwise, it will be considered that items offered are in strict compliance with these specifications, and successful bidder will be held responsible therefore. Deviations must be explained in detail on separate attached sheet(s).

14) ACCEPTANCE

All items listed in the specifications, delivered to the Department not meeting specifications or found to be poorly manufactured will not be accepted, but returned to the vendor, at their expense, for replacement. Replacement of all items found defective shall be made without cost to the Department, including transportation, if applicable. As it may be impossible for each facility to inspect all items upon arrival, a reasonable opportunity must be given to these facilities for inspection of the items, and returning those that are defective.

15) REVIEW OF BIDDER'S FACILITIES & QUALIFICATIONS

After the bid due date and prior to contract execution, the Department reserves the right to perform or to have performed, an on-site review of the bidder's facilities and qualifications. This review will serve to verify data and representations submitted by the bidder and may be used to determine whether the bidder has adequate facilities, equipment, qualified and experienced staff, and overall management capabilities to provide the required items. The review may also serve to verify whether the bidder has financial capabilities adequate to meet the contract requirements.

Should the Department determine that the bid package has material misrepresentations or that the size or nature of the bidder's facilities, equipment, management capabilities, or the number of experienced personnel (including technical staff) are not adequate to ensure satisfactory contract performance, the Department has the right to reject the bid.

16) PROTEST OF INVITATION TO BID SPECIFICATIONS

Any person who is adversely affected by the contents of this Invitation to Bid must file the following with the Department of Transportation, Clerk of Agency Proceedings, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0450:

1. A written notice of protest within seventy-two (72) hours after the posting of the solicitation, (the notice of protest may be Faxed to 850-414-5264), and
2. A formal written protest in compliance with Section 120.57(3), Florida Statutes, within ten (10) days of the date on which the written notice of protest is filed.

Failure to file a protest within the time prescribed in section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

17) UNAUTHORIZED ALIENS

The employment of unauthorized aliens by any contractor is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the contractor knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of the contract.

18) SCRUTINIZED COMPANIES LISTS

Responses of \$1 million or more must include a completed [Vendor Certification Regarding Scrutinized Companies Lists](#) to certify the respondent is not on either of those lists. The Form should be submitted with the Price Proposal.

Section 287.135, Florida Statutes, requires that at the time a vendor submits a bid or proposal for a contract for goods or services of \$1,000,000 or greater, the vendor must certify that the company is not on Scrutinized Companies with Activities in the Sudan List, the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or the Scrutinized Companies that Boycott Israel List.

For Contracts \$1,000,000 and greater, if the Department determines the Vendor submitted a false certification under Section 287.135(5) of the Florida Statutes, or if the Vendor has been placed on the Scrutinized Companies with Activities in the Sudan List, the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or the Scrutinized Companies that Boycott Israel List, the Department shall either terminate the Contract after it has given the Vendor notice and an opportunity to demonstrate the Department's determination of false certification was in error pursuant to Section 287.135(5)(a) of the Florida Statutes, or maintain the Contract if the conditions of Section 287.135(4) of the Florida Statutes are met.

19) RESERVATIONS

The Department reserves the right to accept or reject any or all bids received and reserves the right to make an award without further discussion of the bids submitted. Therefore, the bidder should make sure that the bid package submitted is complete and accurate and submitted to ensure delivery on or before the bid opening time and date specified in this solicitation. It is understood that the bid will become a part of the Department's official file, without obligation to the Department.

20) ADDITIONAL TERMS & CONDITIONS

No conditions may be applied to any aspect of the ITB by the bidder. Any conditions placed on any aspect of the bid documents by the bidder may result in the bid being rejected as a conditional bid (see "RESPONSIVENESS OF BIDS"). **DO NOT WRITE IN CHANGES ON ANY ITB SHEET.** The only recognized changes to the ITB prior to bid opening will be a written Addenda issued by the Department.

21) RESPONSIVENESS OF BIDS

Bids will not be considered if not received by the Department **on or before** the date and time specified as the due date for submission. All bids must be typed or printed in ink. A responsive bid is an offer to provide the items specified in this Invitation to Bid in accordance with all requirements of this Invitation to Bid. Bids found to be non-responsive will not be considered. Bids may be rejected if found to be irregular or not in conformance with the specifications and instructions herein contained. A bid may be found to be irregular or non-responsive by reasons that include, but are not limited to, failure to utilize or complete prescribed forms, modifying the bid specifications, submitting conditional bids or incomplete bids, submitting indefinite or ambiguous bids, or executing forms or the bid sheet with improper and/or undated signatures. Other conditions which may cause rejection of bids include, evidence of collusion among bidders, obvious lack of experience or expertise to provide the required items, and failure to perform or meet financial obligations on previous contracts.

22) REQUIRED DOCUMENTS

The bidder must use the attached Bid Sheet to submit its bid. The Bid Sheet must be signed and dated in ink by a representative who is authorized to contractually bind the bidder. All bid sheets and other documentation submitted in response to this solicitation must be executed and submitted in a sealed envelope. **Indicate the bid number, with the time and date of the bid opening, on the envelope used to return the bid.**

23) "DRUG-FREE WORK PLACE" PREFERENCE

Whenever two or more bids which are equal with respect to price, quality, and service are received, the Department shall determine the order of award in accordance with section 295.187(4), Florida Statutes, and Rule 60A-1.011 Florida Administrative Code, which includes a preference for bid responses that certify the business has implemented a drug-free workplace program in accordance with Section 287.087, F.S. The "Drug-Free Workplace Program Certification" must be completed and submitted with the bid response to be eligible for this preference.

24) COPYRIGHTED MATERIAL

Copyrighted material will be accepted as part of a bid only if accompanied by a waiver that will allow the Department to make paper and electronic copies necessary for the use of Department staff and agents. It is noted that copyrighted material is not exempt from the Public Records Law, Chapter 119, Florida Statutes. Therefore, such material will be subject to viewing by the public, but copies of the material will not be provided to the public.

25) ATTACHMENT TO ITB SUBMITTAL - CONFIDENTIAL MATERIAL

The Bidder must include any materials it asserts to be exempted from public disclosure under Chapter 119, Florida Statutes, in a separate bound document labeled "Attachment to Invitation to Bid, Number ITB-DOT-(bid #) - Confidential Material". The Bidder must identify the specific Statute that authorizes exemption from the Public Records Law. Any claim of confidentiality on materials the Bidder asserts to be exempt from public disclosure and placed elsewhere in the bid will be considered waived by the Bidder upon submission, effective after opening.

26) MAIL OR DELIVER BIDS TO: (DO NOT FAX OR SEND BY E-MAIL)

**Florida Department of Transportation
Procurement Office
605 Suwannee Street, MS 20
Tallahassee, Florida 32399-0450
Attn: Greg Hill (850) 414-4482**

It is the bidder's responsibility to assure that the bid is delivered to the proper place **on or before** the Bid Due date and time (See Introduction Section 2, Timeline). Bids which for any reason are not so delivered will not be considered.

27) MODIFICATIONS, RESUBMITTAL AND WITHDRAWAL

Bidders may modify submitted bids at any time prior to the bid due date. Requests for modification of a submitted bid shall be in writing and must be signed by an authorized signatory of the bidder. Upon receipt and acceptance of such a request, the entire bid will be returned to the bidder and not considered unless resubmitted by the due date and time. Bidders may also send a change in a sealed envelope to be opened at the same time as the bid. The ITB number, opening date and time should appear on the envelope of the modified bid.

28) POSTING OF INTENDED DECISION/AWARD

28.1 - General:

The Department's decision will be posted on the Florida Vendor Bid System at www.myflorida.com, (click on "BUSINESS", click on "Doing Business with the State", under "Everything for Vendors and Customers", click on "Vendor Bid System (VBS)", on date and time in the Timeline, and will remain posted for a period of seventy-two (72) hours. Any bidder who is adversely affected by the Department's recommended award or intended decision must file the following with the Department of Transportation, Clerk of Agency Proceedings, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0450:

1. A written notice of protest within seventy-two (72) hours after posting of the Intended Award, (the notice of protest may be Faxed to 850-414-5264), and
2. A formal written protest and protest bond in compliance with Section 120.57(3), Florida Statutes, within ten (10) days of the date on which the written notice of protest is filed. At the time of filing the formal written protest, a bond (a cashier's check or money order may be accepted) payable to the Department must also be submitted in an amount equal to one percent (1%) of the estimated contract amount based on the contract price submitted by the protestor.

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

28.2 - Inability to Post:

If the Department is unable to post as defined above, the Department will notify all bidders by electronic notification on the Florida Vendor Bid System (see special condition 28.1, above) or by mail, fax, and/or telephone. The Department will provide notification of any future posting in a timely manner.

28.3 - Request to Withdraw Bid:

Requests for withdrawal will be considered if received by the Department, in writing, within seventy-two (72) hours after the bid opening time and date. Requests received in accordance with this provision will be granted by the Department upon proof of the impossibility to perform based upon obvious error on the part of the bidder. Bidders that do not withdraw as stated above will forfeit their bid bond, if applicable.

29) RECYCLED MATERIAL

The Department encourages the use of products and materials with recycled content and post-consumer recovered materials. If the item(s) specified in the Technical Specification is available with recycled content, we request that you provide product information to help in our search for recycled products. However, this bid request is for the product as specified herein and does not require prices for recycled product. This information should be sent as part of your bid response or may be sent separately.

30) PRICE ADJUSTMENTS

Price(s) shall remain firm for the life of the contract. Price adjustments will not be allowed.

31) DELIVERY LOCATION(S)

The primary point of delivery for this contract will be FDOT Warehouses, but bid prices will include delivery to other locations throughout the State of Florida.

32) CANCELLATION

All contract obligations shall prevail for at least one hundred and eighty (180) days after the effective date of the contract. For the protection of both parties, this contract may be cancelled in whole or in part after one hundred and eighty (180) days by either party giving thirty (30) days prior written notice to the other contract party. The contract may, also, be cancelled by the Department for nonperformance (default) in accordance with Rule 60A-1.006(3), F.A.C.

33) ORDERING INSTRUCTIONS

Manufacturers are encouraged to bid direct naming dealers who will accept orders and complete deliveries. Bidders must include complete ordering instructions, including FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID), for invoicing dealers, with the bid on a separate sheet.

34) ORDER QUANTITIES

The Department reserves the right to order on an as-needed basis. Prices bid shall include delivery for orders totaling \$400.00 or more. Orders of less than \$400.00 shall be shipped prepaid with actual transportation charges added to the invoice as a separate item.

35) OPEN PURCHASE ORDERS

The Department may, at its discretion, establish an open (estimated quantity) purchase order with the contract vendor(s) to facilitate the purchasing of materials. The purchase of materials may be placed by; (1) written purchase order, (2) telephone orders by authorized Department personnel, or (3) an itemized order in writing. The Department will supply the contract vendor(s) with a list of personnel authorized to order. Delivery of items on these open purchase orders shall not exceed the contract effective period.

36) INVOICING

Invoices must match units specified on the Purchase Order.

37) FORMS

The Bidder must complete all required items below and submit them as part of the Bid package. Any Bid in which these forms are not used or in which these forms are improperly executed may be considered non-responsive and the bid may be subject to rejection.

Bid Sheet

Drug-Free Workplace Program Certification (if applicable)

In-State Preference

Vendor Certification Regarding Scrutinized Companies Lists (Form 375-030-60) (proposals of \$1 million or more)

Certification of Recycled Content (if applicable)

Ordering Instructions

38) TERMS AND CONDITIONS

38.1 General Contract Conditions (PUR 1000)

The State of Florida's General Contract Conditions are outlined in form PUR 1000, which is a downloadable document incorporated into this Invitation to Bid (ITB) by reference. Any terms and conditions set forth in this ITB document will take precedence over the PUR 1000 form where applicable.

<http://www.dms.myflorida.com/content/download/2933/11777/1000.pdf>

The following paragraphs do not apply to this Invitation to Bid:
Paragraph 31, Dispute Resolution - PUR 1000
Paragraph 40, PRIDE – PUR 1000, when federal funds are utilized.

38.2 General Instructions to Respondents (PUR 1001)

The State of Florida's General Instructions to Respondents are outlined in form PUR 1001, which is a downloadable document incorporated into this Invitation to Bid (ITB) by reference. Any terms and conditions set forth in this ITB document take precedence over the PUR 1001 form where applicable.

<http://www.dms.myflorida.com/content/download/2934/11780/1001.pdf>

The following paragraphs do not apply to this Invitation to Bid:
Paragraph 3, Electronic Submission – PUR 1001
Paragraph 4, Terms and Conditions – PUR 1001
Paragraph 5, Questions – PUR 1001

38.3 MFMP Purchase Order Terms and Conditions

All MFMP Purchase Order contracts resulting from this solicitation will include the terms and conditions of this solicitation and the State of Florida's standardized Purchase Order Terms and Conditions, which can be found at the Department of Management Services website at the following link:

http://www.dms.myflorida.com/content/download/117735/646919/Purchase_Order_Terms_Sept_1_2015_.pdf

Section 8(B), PRIDE, is not applicable when using federal funds.

39) ORDER OF PRECEDENCE

All responses are subject to the terms and conditions of this solicitation, which, in case of conflict, shall have the following order of precedence listed:

- Special Conditions
- Technical Specifications
- Bid Sheet
- MFMP Purchase Order Terms and Conditions – Section 8(B), PRIDE, is not applicable when using federal funds.
- General Instructions to Respondents (PUR 1001)
- General Contract Conditions (PUR 1000)
- Introduction Section

40) SAMPLES & TESTING

Samples should not be sent in with the bid but shall be submitted by the proposed awarded vendor within two (2) weeks after notification. Samples shall be sent to the address listed in notification letter to be tested for compliance with the bid specifications. Failure to provide these samples within this time period or the submission of samples not meeting the exact specifications shall be cause for rejection and the next lowest bidder contacted. Samples must be submitted at no additional cost to the Department and will be retained for use as quality assurance standards and as models for acceptance inspection.